

The Little Traverse Bay Bands of Odawa Indians
Tribal Council
July 13, 2003
Tribal Court Room 7500 Odawa Circle
9:30 a.m.

Executive Session: No

Call to Order: Meeting was called to order at 9:37 a.m.

Council Present: Chairman Gerald V. Chingwa, Vice-Chairman George Anthony, Secretary Beatrice A. Law, Treasurer Alice Yellowbank, Councilor Rita Shananaquet, Councilor Fred Harrington, Jr.

Council Absent: Councilor Janet Shomin

Staff Present: See Attached list

Guests: See attached list

Councilor Janet Shomin arrives 9:40 am

Motion made by Vice Chairman George Anthony and supported by Treasurer Alice Yellowbank to adopt the agenda as amended.

Vote: 7 Yes, 0 No, 0 Absent, 0 Abstained

Motion carried

Motion made by Secretary Beatrice A. Law and supported by Vice Chairman George Anthony to authorize signing of resolution #071303-01, Authorization for Compact Amendment.

Roll Call: Vice Chairman George Anthony-yes, Tribal Chairman Gerald Chingwa-yes, Councilor Fred Harrington, Jr.-no, Secretary Beatrice A. Law-yes, Councilor Rita Shananaquet-yes, Councilor Janet Shomin-no, Treasurer Alice Yellowbank-yes

Motion carried

Motion made by Councilor Janet Shomin and supported by Vice Chairman George Anthony to postpone the approval of the June 22, 2003 minutes until clarification is made on the vote.

Vote: 7 Yes, 0 No, 0 Absent, 0 Abstained

Motion carried

Motion made by Secretary Beatrice A. Law and supported by Treasurer Alice Yellowbank to accept the Tribal Administrator report for July 13, 2003.

Vote: 7 Yes, 0 No, 0 Absent, 0 Abstained

Motion carried

Motion made by Secretary Beatrice A. Law and supported by Councilor Fred Harrington, Jr., to approve the planning and implementation of an American Red Cross Blood Drive at the LTBB Administrative Building on Wednesday, August 27, 2003 additionally making the Blood Drive open to the public.

Vote: 3 Yes, 4 No (Tribal Chairman Gerald Chingwa, Vice Chairman George Anthony, Councilor Rita Shananaquet, Councilor Janet Shomin), 0 Absent, 0 Abstained

Motion fails

Motion made by Secretary Beatrice A. Law and supported by Treasurer Alice Yellowbank to enter into a Geographical Data Sharing Agreement with Charlevoix County as requested by GIS Director, Alan Proctor and authorize the Tribal Chairman to sign agreement.

Vote: 7 Yes, 0 No, 0 Absent, 0 Abstained

Motion carried

11:05 a.m. recess called

11:15 a.m. meeting reconvened

Motion made by Councilor Janet Shomin and supported by Vice Chairman George Anthony to accept the Tribal Chairman's verbal and written report.

Vote: 7 Yes, 0 No, 0 Absent, 0 Abstained

Motion carried

Motion made by Treasurer Alice Yellowbank and supported by Councilor Fred Harrington, Jr. to make a donation of \$2,500 to the American Indian Freedom Ride to come from the enterprise donations line item.

Vote: 5 Yes, 2 No (Councilor Rita Shananaquet, Councilor Janet Shomin), 0 Absent, 0 Abstained

Motion carried

12:19 p.m. Public Comment Opened: Andrew Stich, Catherine Laba, Deleta Smith, Allie Greenleaf Maldonado

12:24 p.m. Public Comment Closed

12:25 p.m. Lunch recess until 2:00 p.m.

2:10 p.m. Meeting reconvened

Motion made by Councilor Rita Shananaquet and supported by Councilor Janet Shomin that the meeting today end at 4:00 p.m.

Vote: 4 Yes, 0 No, 3 Absent (Vice-Chairman George Anthony, Secretary Beatrice A. Law, Treasurer Alice Yellowbank), 0 Abstained

Motion carried

Motion made by Councilor Janet Shomin and supported by Councilor Rita Shananaquet to support and direct the Tribal Chairman to send letters regarding Tribal Consultation IHS Funding the Secretary's One Dept Vision, Medicaid reform, transfer of the Head Start program to the Department of Education Incorporating AI/AN Tribal Governments into Home Land Security Activities, Indian Child Welfare Support S331 and HR 443, DHHS to support the Reauthorization of the Indian Health Care Improvement Act, and Beneficiary access-the IHS Open Door Policy.

Vote: 6 Yes, 0 No, 1 Absent (Vice-Chairman George Anthony), 0 Abstained

Motion carried

Motion made by Councilor Janet Shomin and supported by Councilor Fred Harrington, Jr. to accept the Election Boards quarterly report.

Vote: 6 Yes, 0 No, 1 Absent (Vice-Chairman George Anthony), 0 Abstained

Motion carried

Motion made by Councilor Janet Shomin and supported by Councilor Rita Shananaquet that we accept the Education Commission's quarterly report.

Vote: 6 Yes, 0 No, 1 Absent (Vice-Chairman George Anthony), 0 Abstained
Motion carried

Motion made by Councilor Janet Shomin and supported by Councilor Rita Shananaquet that we accept into the record the quarterly report for the Health Commission.

Vote: 5 Yes, 1 No (Secretary Beatrice A. Law), 1 Absent (Vice-Chairman George Anthony), 0 Abstained
Motion carried

Motion made by Councilor Janet Shomin and supported by Councilor Rita Shananaquet, to accept the Enrollment Commission's quarterly report into the record.

Vote: 6 Yes, 0 No, 1 Absent (Vice-Chairman George Anthony), 0 Abstained
Motion carried

Motion made by Councilor Janet Shomin and supported by Councilor Rita Shananaquet, to accept the Gaming Administration's quarterly report into the record.

Vote: 6 Yes, 0 No, 1 Absent (Vice-Chairman George Anthony), 0 Abstained
Motion carried

Motion made by Councilor Janet Shomin and supported by Councilor Rita Shananaquet to receive into the record the Economic Development Commission's quarterly report.

Vote: 6 Yes, 0 No, 1 Absent (Vice-Chairman George Anthony), 0 Abstained
Motion carried

Motion made by Councilor Fred Harrington, Jr., and supported by Secretary Beatrice A. Law to adopt Resolution #071303-02 Request for Trust Acquisition for the 911 Spring Street Property.

Roll call vote: Vice-Chairman George Anthony-absent, Gerald V. Chingwa-yes, Councilor Fred Harrington, Jr.-yes, Secretary Beatrice A. Law-yes, Councilor Rita Shananaquet-yes, Councilor Janet Shomin-yes, Treasurer Alice Yellowbank-yes
Motion carried

Motion made by Councilor Fred Harrington, Jr., and supported by Treasurer Alice Yellowbank to adopt Resolution #071303-03 Request for Trust Acquisition for the Old Sportsman General Store on Highway 31.

Roll call vote: Vice-Chairman George Anthony-absent, Gerald V. Chingwa-yes, Councilor Fred Harrington, Jr.-yes, Secretary Beatrice A. Law-yes, Councilor Rita Shananaquet-yes, Councilor Janet Shomin-yes, Treasurer Alice Yellowbank-yes
Motion carried

Motion made by Treasurer Alice Yellowbank and supported by Secretary Beatrice A. Law to approve Burial Request #A0053 for \$4,153.70.

Vote: 6 Yes, 0 No, 1 Absent (Vice-Chairman George Anthony), 0 Abstained
Motion carried

Motion made by Councilor Fred Harrington, Jr., and supported by Treasurer Alice Yellowbank to approve Enrollment Membership Request List "A" – Eligible for Membership dated June 27, 2003.

Vote: 6 Yes, 0 No, 1 Absent (Vice-Chairman George Anthony), 0 Abstained
Motion carried

Motion made by Councilor Fred Harrington, Jr., and supported by Treasurer Alice Yellowbank to approve Enrollment list "B" Declination (Ineligible) dated June 27, 2003.

Vote: 6 Yes, 0 No, 1 Absent (Vice-Chairman George Anthony), 0 Abstained
Motion carried

Motion made by Councilor Fred Harrington, Jr., and supported by Secretary Beatrice A. Law to approve Small Grant proposal by Joe Medicine for \$5,000.

Vote: 4 Yes, 2 No (Councilor Rita Shananaquet, Councilor Janet Shomin), 1 Absent (Vice-Chairman George Anthony), 0 Abstained
Motion carried

Motion made by Councilor Fred Harrington, Jr., to declare the Executive Session on June 22, 2003 illegal, due to the substance matter discussed during the session, specifically the discussion pertaining to the Chairman Chingwa's credit card expenditures. To correct this the Treasurer is directed to make a written report of everything that was reported to the Council on the matter excluding names of employees and to make these reports available for public scrutiny with free copies to support any Tribal Member requesting these documents from the Tribal Council office staff.

Motion dies due to lack of support

Motion made by Treasurer Alice Yellowbank and supported by Secretary Beatrice A. Law that we cancel the work session scheduled for July 26, 2003.

Vote: 3 Yes, 3 No (Chairman Gerald V. Chingwa, Councilor Rita Shananaquet, Councilor Janet Shomin, 1 Absent (Vice-Chairman George Anthony), 0 Abstained
Motion failed

Motion made by Secretary Beatrice A. Law and supported by Councilor Fred Harrington, Jr., to adopt resolution #071303-04 that James A. Bransky, Tribal Counsel is hear by authorize to sign any and all applications, documents and forms as may be required by the Michigan Liquor Control Commission to effect a transfer of certain SDD and SDM Licenses for operation at 2169 US 31 North Petoskey MI 49770; and, further resolved that James A. Bransky, Tribal Counsel is further authorized to receive the Licenses, in lieu of being mailed, if deemed expeditious at time of transfer.

Roll call vote: Vice-Chairman George Anthony-absent, Gerald V. Chingwa-yes, Councilor Fred Harrington, Jr.-yes, Secretary Beatrice A. Law-yes, Councilor Rita Shananaquet-yes, Councilor Janet Shomin-no, Treasurer Alice Yellowbank-no.

Motion carried

Public comment opened: 3:30 p.m. Maureen Kilpatrick, Rosemary Knapp, Shirley Oldman

Public comment closed: 3:33 p.m.

Motion made by Councilor Rita Shananaquet and supported by Councilor Fred Harrington, Jr., to adjourn.

Vote: 6 Yes, 0 No, 1 Absent (Vice-Chairman George Anthony), 0 Abstained
Motion carried

These Minutes have been read and approved as written:
Approved:

Dexter McNamara, Tribal Secretary

Date